UNITED STATES OF AMERICA JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

CHAIRMAN: Judge Wm. Terreil Hodges United States District Court Middle District of Florida MEMBERS; Judge John F. Keenan United States District Court Southern District of New York

Judge D. Lowell Jensen United States District Court Northern District of California

Judge J. Frederick Motz United States District Court District of Maryland Judge Robert L. Miller, Jr. United States District Court Northern District of Indiana

Judge Kathryn H. Vratil United States District Court District of Kansas

Judge David R. Hansen United States Court of Appeals Eighth Circuit DIRECT REPLY TO:

Michael J. Beck Clerk of the Panel One Columbus Circle, NE Thurgood Marshall Federal Judiciary Building Room G-255, North Lobby Washington, D.C. 20002

Telephone: [202] 502-2800 Fax: [202] 502-2888

http://www.jpml.uscourts.gov

May 17, 2006

Robert C. Heinemann, Clerk 130 United States Courthouse 225 Cadman Plaza East Brooklyn, NY 11201-1818

Re: MDL-1596 -- In re Zyprexa Products Liability Litigation

(See Attached Schedule of CTO-49)

BROOKLYN OFFICE

Dear Mr. Heinemann:

I am enclosing a certified copy and one additional copy of a conditional transfer order filed by the Panel in the above-captioned matter on May 1, 2006. As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

The Panel's governing statute, 28 U.S.C. §1407, requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred."

A list of involved counsel is attached.

Very truly,

Michael J. Beck

Clerk of the Panel

Mecca S. Carter Deputy Clerk

Attachment

cc: Transferee Judge:

Transferor Judges:

Judge Jack B. Weinstein (See Attached List of Judges)

Transferor Clerk:

Richard W. Wieking

JPML Form 36

A CERTIFIED TRUE COPY

WAY 17 2006

FOR THE MUDICIAL PANEL ON MULTIDISTRICT LITIGATION

AUTHORN PRINTS ON AUTHORNORS (CERTIS OF FICE

DOCKET NO. 1596

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE ZYPREXA PRODUCTS LIABILITY LITIGATION

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-49)

On April 14, 2004, the Panel transferred six civil actions to the United States District Court for the Eastern District of New York for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 548 additional actions have been transferred to the Eastern District of New York. With the consent of that court, all such actions have been assigned to the Honorable Jack B. Weinstein.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Eastern District of New York and assigned to Judge Weinstein.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of New York for the reasons stated in the order of April 14, 2004, 314 F.Supp.2d 1380 (J.P.M.L. 2004), and, with the consent of that court, assigned to the Honorable Jack B. Weinstein.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of New York. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

inasmuch as no objection is pending at this time, the stay is lifted.

MAY 1 7 2006

CLERK'S OFFICE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

FOR THE PANEL:

Michael J. Beck Clerk of the Panel

PAGE 1 of 9

SCHEDULE CTO-49 - TAG-ALONG ACTIONS DOCKET NO. 1596 IN RE ZYPREXA PRODUCTS LIABILITY LITIGATION

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CAN 3 06-894 CHAN 3 06-895 POTH Eugenne Salmon v. Eli Lilly & Co. CAN 3 06-896 TEH Debra Mcclelland v. Eli Lilly & Co. CAN 3 06-897 SEA Pamela Blish v. Eli Lilly & Co. CAN 3 06-898 CENTROLL Pamela Blish v. Eli Lilly & Co. CAN 3 06-899 SEA CEITA Finney v. Eli Lilly & Co. CAN 3 06-900 CHAN CEITA Finney v. Eli Lilly & Co. CAN 3 06-901 CHAN CEITA FINNEY V. Eli Lilly & Co. CAN 3 06-903 CHAN CEITA FINNEY V. Eli Lilly & Co. CAN 3 06-905 CENTROLL FINNEY V. Eli Lilly & Co. CAN 3 06-955 CENTROLL FINNEY V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & Co. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-957 CONSTANCE HEG V. Eli Lilly & CO. CAN 3 06-95	CAN 3 06-252 WHA	Howard Gilbert, et al. v. Eli Lilly & Co.
CAN 3 06-895 FIT Bugenne Salmon v. Eli Lilly & Co. CAN 3 06-897 SBA Pamela Blish v. Eli Lilly & Co. CAN 3 06-898 Celita Finney v. Eli Lilly & Co. CAN 3 06-899 SC Duane Windom v. Eli Lilly & Co. CAN 3 06-900 CITAL Jerome Dennis v. Eli Lilly & Co. CAN 3 06-901 CAN 3 06-901 CAN 3 06-905 CAN 3 06-905 CAN 3 06-955 CAN 3 06-955 CAN 3 06-957 CAN 3	CAN 3 06-253 ごらい	Debbie Holden v. Eli Lilly & Co.
CAN 3 06-896 CAN 3 06-898 CAN 3 06-899 CAN 3 06-899 CAN 3 06-900 CAN 3 06-901 CAN 3 06-901 CAN 3 06-903 CAN 3 06-904 CAN 3 06-905 CAN 3 06-905 CAN 3 06-955 CAN 3 06-955 CAN 3 06-957 CAN 3	CAN 3 06-894 WHA	Daryl Paul v. Eli Lilly & Co.
CAN 3 06-897 S C Celita Finney v. Eli Lilly & Co. CAN 3 06-898 C Celita Finney v. Eli Lilly & Co. CAN 3 06-900 C CAN 3 06-901 C CAN 3 06-903 C CAN 3 06-905 C CAN 3 06-905 C CAN 3 06-955 C CAN 3 06-955 C CAN 3 06-957 C CAN 3 06-95	CAN 3 06-895 PJ計	Eugenne Salmon v. Eli Lilly & Co.
CAN 3 06-898 C Celita Finney v. Eli Lilly & Co. CAN 3 06-900 CHA CO. CAN 3 06-901 CHA CO. CAN 3 06-901 CHA CO. CAN 3 06-903 CHA CO. CAN 3 06-904 CHA CO. CAN 3 06-905 CHA CO. CAN 3 06-952 CO. CAN 3 06-955 CHA CO. CAN 3 06-955 CHA CO. CAN 3 06-957 CO. CAN 3 06-957 CHA CO. CAN 3 06-958 CHA CO. CAN	CAN 3 06-896 TEH	Debra Mcclelland v. Eli Lilly & Co.
CAN 3 06-899	CAN 3 06-897 ≤ 8 4	Pamela Blish v. Eli Lilly & Co.
CAN 3 06-899	CAN 3 06-898 AVA C	Celita Finney v. Eli Lilly & Co.
CAN 3 06-900 Graph	CAN 3 06-899 € ⊆	Duane Windom v. Eli Lilly & Co.
CAN 3 06-903 Kimberly Fortunato v. Eli Lilly & Co. CAN 3 06-905 CAN 3 06-955 CAN 3 06-955 CAN 3 06-957 CAN 3	CAN 3 06-900 (JHA	Jerome Dennis v. Eli Lilly & Co.
CAN 3 06-904 SC Ploretia Harris v. Eli Lilly & Co. CAN 3 06-955 SC CAN 3 06-955 SC CAN 3 06-956 CAN 3 06-957		Timothy Lee v. Eli Lilly & Co.
CAN 3 06-905 CAN 3 06-952 CAN 3 06-955 CAN 3 06-955 CAN 3 06-956 CAN 3 06-957		Kimberly Fortunato v. Eli Lilly & Co.
CAN 3 06-952 Constance Heg v. Eli Lilly & Co. CAN 3 06-955 CAN 3 06-956 CAN 3 06-957 CAN CAN 3 06-957 CAN	CAN 3 06-904 5C,	
CAN 3 06-955 SEA Ollie Dotson, et al. v. Eli Lilly & Co. CAN 3 06-956 POT Anthony Hardenbrock v. Eli Lilly & Co. CAN 3 06-957 CAN CAN CO.		
CAN 3 06-956 Anthony Hardenbrock v. Eli Lilly & Co. CAN 3 06-957 Linda Wright v. Eli Lilly & Co.		•
CAN 3 06-957 Linda Wright v. Eli Lilly & Co.	3	
	SARAL SARAL	
CAN 3 06-958 WHAT Ronald Rarric v. Eli Lilly & Co.		
	CAN 3 06-958 WH	Ronald Rarric v. Eli Lilly & Co.

0435 2 06 060	DIT OF LAST MITTIES
CAN 3 06-959 5	Philip G. Roulo, et al. v. Eli Lilly & Co.
CAN 3 06-960 つざん	Richard Anderson v. Eli Lilly & Co.
CAN 3 06-961 WHA	Paul E. Boring, et al. v. Eli Lilly & Co.
CAN 3 06-962 100	Silas Bennett, et al. v. Eli Lilly & Co.
CAN 3 06-965 MJ	Rhona Smith, et al. v. Eli Lilly & Co.
CAN 3 06-966 MMC	Sherry Stone, et al. v. Eli Lilly & Co.
CAN 3 06-967 MJJ	Timmons Hill v. Eli Lilly & Co.
CAN 3 06-968 S C	Violet Adamovich, et al. v. Eli Lilly & Co.
CAN 3 06-969 WHA	Laurie Woloszyn v. Eli Lilly & Co.
CAN 3 06-970 プラ	Tania Rupert, et al. v. Eli Lilly & Co.
CAN 3 06-972 POP	Vickie Abasta v. Eli Lilly & Co.
CAN 3 06-976 TE以	Anthony Jackson v. Eli Lilly & Co.
CAN 3 06-979 5 C	Estella Mullings v. Eli Lilly & Co.
CAN 3 06-981	Cheryl Hill v. Eli Lilly & Co.
CAN 3 06-983 ≤ ←	Aaron Roberts v. Eli Lilly & Co.
CAN 3 06-984 MHT	Mary Willhoite v. Eli Lilly & Co.
CAN 3 06-987 かず	Tuesday Golden, et al. v. Eli Lilly & Co.
CAN 3 06-989	Vag Mayi v. Eli Lilly & Co.
CAN 3 06-990 MJで	Constance Fuller v. Eli Lilly & Co.
CAN 3 06-991 MJ5	Louise Rodriguez v. Eli Lilly & Co.
CAN 3 06-994 MHT	Jason Evans v. Eli Lilly & Co.
CAN 3 06-995 TEH	Aaron Kirkland v. Eli Lilly & Co.
CAN 3 06-996 POPT	Laura Dalena v. Eli Lilly & Co.
CAN 3 06-997 MMC	Roger Mount, et al. v. Eli Lilly & Co.
CAN 3 06-9985	Teresa Brando v. Eli Lilly & Co.
CAN 3 06-999 5 3	Linda Hilton v. Eli Lilly & Co.
CAN 3 06-1001	Adam Santucci v. Eli Lilly & Co.
CAN 3 06-1003 ペププ	Assefa Enkuneh v. Eli Lilly & Co.
CAN 3 06-1004	Linda Tafoya-Bassett, et al. v. Eli Lilly & Co.
CAN 3 06-1005	Cheryl D. Adams v. Eli Lilly & Co.
CAN 3 06-1006 \$ C	Kathleen Koche v. Eli Lilly & Co.
CAN 3 06-1007	Juan Saffold v. Eli Lilly & Co.
CAN 3 06-1008 55 65	Gloria Scott v. Eli Lilly & Co.
CAN 3 06-1009 むらい	Mary Smith v. Eli Lilly & Co.
CAN 3 06-1010 PJH	Craig Lucas v. Eli Lilly & Co.
CAN 3 06-1011MMC	Charmine Laney v. Eli Lilly & Co.
CAN 3 06-1013 5 C	Karen Jones v. Eli Lilly & Co.
CAN 3 06-1023でを	Pat Colvin, et al. v. Eli Lilly & Co.
CAN 3 06-1024 WHA	Charles H. Butler, et al. v. Eli Lilly & Co.
CAN 3 06-1025 TEH	Bart Russell v. Eli Lilly & Co.
CAN 3 06-1026	Deborah Hargraves v. Eli Lilly & Co.
CAN 3 06-1027	Robin Mcgowan v. Eli Lilly & Co.
CAN 3 06-1028 PUT	Josie Miller v. Eli Lilly & Co.
CAN 3 06-1029 MOD	Ralph Cole v. Eli Lilly & Co.
CAN 3 06-1031 WHA	Theodore Comer, et al. v. Eli Liliy & Co.
CAN 3 06-1033 WHA	Craig Green v. Eli Lilly & Co.
CAN 3 06-1034Jをい	Judith Kokesh, et al. v. Eli Lilly & Co.
CAN 3 06-1035 ≤ ⊂	Hollis Greenspan v. Eli Lilly & Co.
CAN 3 06-1036	Mildred Robek, et al. v. Eli Lilly & Co.
CAN 3 06-1037 JL	Linda Rockman v. Eli Lilly & Co.
CAN 3 06-1039	John Molinaro, et al. v. Eli Lilly & Co.
CAN 3 06-1040 いけっ	John Wardlow v. Eli Lilly & Co.
CAN 3 06-1041 べつづ	Henry Wolfe, et al. v. Eli Lilly & Co.
CAN 3 06-1042	Karlina Ann Temple, et al. v. Eli Lilly & Co. Scott Murphy v. Eli Lilly & Co.
CAN 3 06-1044 OF	Sabenna D. Burgess v. Eli Lilly & Co.
CAN 3 06-1045 SC	John Sgarlata, et al. v. Eli Lilly & Co.
CAN 3 06-1046	Timothy Savage v. Eli Lilly & Co. Vacated 5/4/06
CAN 3 06-1049	Benjamin Wolf v. Eli Lilly & Co. Vacated 5/4/06

PAGE 3 of 9

SCHEDULE CTO-49 TAG-ALONG ACTIONS (MDL-1596)

06-1050プゴム	Howard Grove, et al. v. Eli Lilly & Co.
06-1051プレ	Anna Andrake, et al. v. Eli Lilly & Co.
06-1052 ≤ <	Connie L. Zimmerman, et al. v. Eli Lilly & Co.
06-1053 ムルー	Patricia D. Sowa, et al. v. Eli Lilly & Co.
06-1054 SC	Priscilla Shrader v. Eli Lilly & Co.
06-1056 WHA	Janet Janssen v. Eli Lilly & Co.
06-1057	Mary Kathryn Isom, et al. v. Eli Lilly & Co.
06-1058	Dean Brenner, et al. v. Eli Lilly & Co.
06-1060 ≤ ⊆	Cathy Strickland, et al. v. Eli Lilly & Co.
06-1061 POP	Joseph Teleky, et al. v. Eli Lilly & Co.
06-1062 754	Brenda Hunter v. Eli Lilly & Co.
06-1063 MMC	Steven Tomaselli v. Eli Lilly & Co.
06-1064 MMC	Theresa Trotman v. Eli Lilly & Co.
06-1076 5 ፲	Michael D. Raynor, et al. v. Eli Lilly & Co.
	Rommell Thompson, et al. v. Eli Lilly & Co.
06-1078	Noemi Hernandez v. Eli Lilly & Co.
06-1079 1455	Wandy Deasy v. Eli Lilly & Co.
06-1080 MHP	Joe Flores v. Eli Lilly & Co.
	- Dante Barfield v. Eli Lilly & Co. Vacated 5/4/06
06-1082 JSW	Felipe Flores v. Eli Lilly & Co.
06-1083 원자	Jamal G. Treadwell v. Eli Lilly & Co.
06-1084 2000	Ward Marks v. Eli Lilly & Co.
06-1085 WHA	Carroll Vanover v. Eli Lilly & Co.
	Sandy Laverich v. Eli Lilly & Co.
	Alberta Johnson v. Eli Lilly & Co.
	Greg Bauder v. Eli Lilly & Co.
06-1091M457	Linda Soule v. Eli Lilly & Co.
06-1093 WHA	Pampatha Mitchell, et al. v. Eli Lilly & Co.
06-1096mme	Keith Bacon v. Eli Lilly & Co.
06-1099 MJJJ	James Fraser v. Eli Lilly & Co.
06-1100 MJJ	Lois Osenga v. Eli Lilly & Co.
06-1103 POFF	Brandon Holmes v. Eli Lilly & Co.
06-1106 PJH	Gary Gauthier v. Eli Lilly & Co.
06-1108 ರಾಸ್ಟ್	Lellani Jones v. Eli Lilly & Co.
06-1110 Without	Theresa Hill v. Eli Lilly & Co.
06-11115	Marguerite Joiner v. Eli Lilly & Co.
06-1112 POH	Glenna Rohr v. Eli Lilly & Co.
06-1113	Diana Platts v. Eli Lilly & Co.
06-1116 With	Toni Iness v. Eli Lilly & Co.
06-1117 With	Carlos Garcia v. Eli Lilly & Co.
06-1118 منتات	Jason Skaggs v. Eli Lilly & Co.
06-1119 EDL	Kimberly Johnson, et al. v. Eli Lilly & Co.
06-1122 \$ 3	James Thomas v. Eli Lilly & Co.
06-1123 WHA	Bruce Robinson, et al. v. Eli Lilly & Co.
06-1124 TEV	Jeffrey Hamlet v. Eli Lilly & Co.
06-1125 వెక్ట	Timothy Miller v. Eli Lilly & Co.
06-1126 UHA	James Ams v. Eli Lilly & Co.
06-1127 /455	Severa Cruz v. Eli Lilly & Co.
06-1128 WHA	Brian Rickard v. Eli Lilly & Co.
06-1129 WHA	Peter Klein, et al. v. Eli Lilly & Co.
06-1131 WHAT	James J. Duchnowski, et al. v. Eli Lilly & Co.
06-1132	Jamel Easterly, et al. v. Eli Lilly & Co.
06-1133	Alvie M. Laver v. Eli Lilly & Co.
06-1134/455	Shirley Eddy v. Eli Lilly & Co.
06-1135	Robin Cameron, et al. v. Eli Lilly & Co.
06-1155 With	Lisa Robinson, et al. v. Eli Lilly & Co.
110-1130 CAST	LINE MODIT AT ALL VINITURY & CO
	Dale Hoblit, et al. v. Eli Lilly & Co.
06-1158 NOTE 06-1159 SBA	William C. Briggs, et al. v. Eli Lilly & Co. Norine Ciaio v. Eli Lilly & Co.
	06-1053 ひける 06-1054 SC 06-1055 SC 06-1058 SC 06-1060 SC 06-1061 P フサ 06-1062 P フサ 06-1063 M C C 06-1064 M C C 06-1078 W サ 06-1078 W サ 06-1078 W サ 06-1079 M サ 06-1079 M サ 06-1083 P フサ 06-1084 M サ 06-1085 M サ 06-1086 M ファ 06-1099 M ファ 06-1099 M ファ 06-1099 M ファ 06-1099 M ファ 06-1103 P ファ 06-1103 P ファ 06-1113 M サ 06-1112 S

PAGE 4 of 9

SCHEDULE CTO-49 TAG-ALONG ACTIONS (MDL-1596)

CAN 3 06-1160 ひせみ Yash Kapur v. Eli Lilly & Co. Wiff Doreen Bell v. Eli Lilly & Co. ハイドで CAN 3 06-1161 MHT CAN 3 06-1162 JSC William O'brien v. Eli Lilly & Co. CAN 3 06-1163 MMC Kimberly Hopkins v. Eli Lilly & Co. CAN 3 06-11645C Florence Karolyi v. Eli Lilly & Co. CAN 3 06-1168 MATT Kathlene Cheriki v. Eli Lilly & Co. CAN 3 06-1170 PJH Susan Kline v. Eli Lilly & Co. CAN 3 06-1171 Dennis Muschitz v. Eli Lilly & Co. CAN 3 06-1172 SI Patricia Banks v. Eli Lilly & Co. CAN 3 06-1174 PUTH David Chismar, et al. v. Eli Lilly & Co. CAN 3 06-1175 5C Virginia Craig v. Eli Lilly & Co. CAN-3 06-1178 Sandra Nyberg, et al. v. Eli Lilly & Co. Vacated 5/4/06 CAN 3 06-1179JTい Lehman Brownell v. Eli Lilly & Co. CAN 3 06-1180 Cム Yolanda Araujo v. Eli Lilly & Co. CAN 3 06-1182 SC Karen Halechko v. Eli Lilly & Co. CAN 3 06-1184づ\$い Gerald Garfield, et al. v. Eli Lilly & Co. CAN 3 06-1185 MJJ Tyna Bass v. Eli Lilly & Co. CAN 3 06-1186 TEN Antonio Daniel v. Eli Lilly & Co. CAN 3 06-1187 5C Pat Miller, et al. v. Eli Lilly & Co. CAN 3 06-1188 PJH Alberta Oliviri v. Eli Lilly & Co. CAN 3 06-1190 ラジタ Juawawno Boone v. Eli Lilly & Co. CAN 3 06-1194 TEH Anne Johnson v. Eli Lilly & Co. CAN 3 06-1195 MJ び Paul Matthews v. Eli Lilly & Co. CAN 3 06-1198 ハンゴ Ann Marie Gianetto v. Eli Lilly & Co. CAN 3 06-1199 TE H Kathy Martin v. Eli Lilly & Co. Gould Meelarny v. Eli Lilly & Co. Vacated 5/4/06 CAN 3 06-1200 CAN 3 06-12015 I Waymon Donat v. Eli Lilly & Co. CAN 3 06-120258A Richard Jenkins, et al. v. Eli Lilly & Co. CAN 3 06-1204 ~~ JJ Frank Giacomazzo v. Eli Lilly & Co. CAN 3 06-1206 MHT Letha Russell v. Eli Lilly & Co. CAN 3 06-1207/1+7 Patricia Glenn, et al. v. Eli Lilly & Co. CAN 3 06-1209 TEH Judith A. Gunnette, et al. v. Eli Lilly & Co. CAN 3 06-1230 MMC John Bowermaster v. Eli Lilly & Co. CAN 3 06-1231 PJH Patrick Callaway v. Eli Lilly & Co. CAN 3 06-1232♥♥ Mary Lee v. Eli Lilly & Co. CAN 3 06-1233 PJ74 Barbara Pupo v. Eli Lilly & Co. CAN 3 06-1235 Iris Wohlt, et al. v. Eli Lilly & Co. CAN 3 06-1236 PUTH Darrel Vail v. Eli Lilly & Co. CAN 3 06-1237 MOT Charles Coffman v. Eli Lilly & Co. CAN 3 06-1239 Lauree Ward v. Eli Lilly & Co. CAN 3 06-1240 TEX Patricia Pirotta v. Eli Lilly & Co. CAN 3 06-1241 Larry Pancher v. Eli Lilly & Co. CAN 3 06-1242 W Jo Marie Santi v. Eli Lilly & Co. CAN 3 06-1244 (2) Gail F. Cowher v. Eli Lilly & Co. CAN 3 06-1245 MJJ Cox v. Eli Lilly & Co. CAN 3 06-1246 WHA Kenneth Crawford v. Eli Lilly & Co. CAN 3 06-1263 (1) William J. Crawford v. Eli Lilly & Co. CAN 3 06-1267 5 C Kimberly Santagata, et al. v. Eli Lilly & Co. CAN 3 06-12695 Harrison Sarver, et al. v. Eli Lilly & Co. CAN 3 06-1270 MMC Rivers v. Eli Lilly & Co. CAN 3 06-1273 WHA Marianne Capelle, et al. v. Eli Lilly & Co. CAN 3 06-1274 □ S W Kathleen Mark, et al. v. Eli Lilly & Co. CAN 3 06-1281 5 W Scott M. Tucker v. Eli Lilly & Co. CAN 3 06-1282 5 C Nancy L. French v. Eli Lilly & Co. CAN 3 06-1293 5→ Michael J. Watkins v. Eli Lilly & Co. CAN 3 06-1294 つてん Gerald L. Fletcher v. Eli Lilly & Co. CAN 3 06-1297 TEH Pamela A. Pence, et al. v. Eli Lilly & Co. CAN 3 06-1299 5 C-Ashraf M. Hashmi v. Eli Lilly & Co. CAN 3 06-1308

Manford Hanson v. Eli Lilly & Co. Vacated 5/4/06

CAN 3 06-1310 MJ	Wesley Kirby v. Eli Lilly & Co.
CAN 3 06-1312 JEW	Beth Smith, et al. v. Eli Lilly & Co.
CAN 3 06-1313	Leilani Jones v. Eli Lilly & Co: Vacated 5/4/06
CAN 3 06-1320 5C	Josie L. Murray v. Eli Lilly & Co.
CAN 3 06-1327 WHA	Beatrice L. Elserougi v. Eli Lilly & Co.
CAN 3 06-1328 PJH	Valerie J. Mirabile v. Eli Lilly & Co.
CAN 3 06-1330	Larry Reyes v. Eli Lilly & Co.
CAN 3 06-1333	Kathleen A. Hawk v. Eli Lilly & Co.
CAN 3 06-1334 ≤ 8 €	Robert Koch v. Eli Lilly & Co.
CAN 3 06-1339 W	Ernestine Bowyer v. Eli Lilly & Co.
CAN 3 06-1340 (사내	Airetta P.J. Becica v. Eli Lilly & Co.
	Marie D. Price v. Eli Lilly & Co.
CAN 3 06-1343 POTO	Lawrence Segers, Jr. v. Eli Lilly & Co.
CAN 3 06-1344 MJ	Diel Allein et al. v. Eli I iliv & Co.
CAN 3 06-1354 JSA	Rick Alldrin, et al. v. Eli Lilly & Co.
CAN 3 06-1356 PJ#	Lionel Arms, et al. v. Eli Lilly & Co.
CAN 3 06-1373	Judith A. Stanley v. Eli Lilly & Co.
CAN 3 06-1374	Donna M. Strasburger v. Eli Lilly & Co.
CAN 3 06-1376	Richard Keith, et al. v. Eli Lilly & Co. Vacated 5/4/06
CAN 3 06-1379 5 C	Deborah A. Couch v. Eli Lilly & Co.
CAN 3 06-1382 TEH	Donald R. Dimartino v. Eli Lilly & Co.
CAN 3 06-1387	Wesley Kirby v. Eli Lilly & Co. Vacated 5/17/06
CAN 3 06-1388 5 I	Shirley M. Cogley-Baker, et al. v. Eli Lilly & Co.
CAN 3 06-1389 5 C	Brandy S. Morgan v. Eli Lilly & Co.
CAN 3 06-1392 TEH-	Donna L. Wojnovich v. Eli Lilly & Co.
CAN 3 06-1393 5 C	Caren L. Wilson v. Eli Lilly & Co.
CAN 3 06-1396 기술 나	Charlene West v. Eli Lilly & Co.
CAN 3 06-139744	Mary Senf v. Eli Lilly & Co.
CAN 3 06-1398 PUH	Nancy L. Axe v. Eli Lilly & Co.
CAN 3 06-1400 75 5	Judy M. Fisher v. Eli Lilly & Co.
CAN 3 06-1401 しょい	Azie Gould Mcclardy v. Eli Lilly & Co.
CAN 3 06-1404 TEH	Robert Young v. Eli Lilly & Co.
CAN 3 06-1405 SC-	Peter Williams v. Eli Lilly & Co.
CAN 3 06-1406 いかへ	Marlene Rogala v. Eli Lilly & Co.
CAN 3 06-1432	Shantell Wade-Herbert, et al. v. Eli Lilly & Co.
CAN 3 06-1433 5 ₺ ~	Evelina Zollicoffer, et al. v. Eli Lilly & Co.
CAN 3 06-1435 5 5 7	David R. Werner v. Eli Lilly & Co.
CAN 3 06-1437/45/T	Earnest L. Davis v. Eli Lilly & Co.
CAN 3 06-1439 ハウロ	
CAN 3 06-1442 SC	Barrett v. Eli Lilly & Co.
CAN 3 06-1443	Carol A. Bartlett v. Eli Lilly & Co.
CAN 3 06-145758	Howard Thompson, et al. v. Eli Lilly & Co.
CAN 3 06-1458 PUT	Bernadine A. Bienias v. Eli Lilly & Co.
CAN 3 06-1460	Richard A. Hernandez v. Eli Lilly & Co.
CAN 3 06-1462 ひちめ	
CAN 3 06-1465 中安計	•
CAN 3 06-1466 ≤ <	James Cutter v. Eli Lilly & Co.
CAN 3 06-1467 TEH	
CAN 3 06-1468 TEH	
CAN 3 06-1469 55 C	
CAN 3 06-1472 (プラム)	
CAN 3 06-1473 MOS	Jennifer L. Kebler v. Eli Lilly & Co.
CAN 3 06-1476 PUR	Linda K. Hartle v. Eli Lilly & Co.
CAN 3 06-1477 MJG	Oradean Foster v. Eli Lilly & Co.
CAN 3 06-1479 MHT	Maurice Looney v. Eli Lilly & Co.
CAN 3 06-1480	Andrew J.w. Walker v. Eli Lilly & Co.
CAN 3 06-1481 ANT	
CAN 3 06-1482 5C	Harriet F. Haughiout v. Eli Lilly & Co.
CAN 3 06-1484 JEL	Mary E. Hunter v. Eli Lilly & Co.
CAN 3 06-1486 TEL	Marvette L. Keys v. Eli Lilly & Co.

SCHEDULE CTO-49 TAG-ALONG ACTIONS (MDL-1596)

PAGE 6 of 9

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CAN 3 06-1487 PJH	Dino S. Catlin v. Eli Lilly & Co.
CAN 3 06-1489 WHAT	William S. Sutterer v. Eli Lilly & Co.
CAN 3 06-1490 MJJ	•
CAN 3 00-14907 100	Sarah M. Tanner, et al. v. Eli Lilly & Co.
CAN 3 06-1491	Robert Zimmerman v. Eli Lilly & Co.
CAN 3 06-1493 MHT	David Martinez v. Eli Lilly & Co.
CAN 3 06-1494 SC	Sandy Fry v. Eli Lilly & Co.
CAN 3 06-1495 つるい	Larry M. Call v. Eli Lilly & Co.
CAN 3 06-1497 MJJ	Stephen La Joie, et al. v. Eli Lilly & Co.
CAN 3 06-1525ごS い	Angela Overeynder, et al. v. Eli Lilly & Co.
CAN 3 06-15275C	Richard Frentz v. Eli Lilly & Co.
CAN 3 06-1530 S C	Joel Feser v. Eli Lilly & Co.
CAN 3 06-1532	Gerald Garfield, et al. v. Eli Lilly & Co. Vacated 5/4/06
CAN 3 06-1533でも	Eric Padgett v. Eli Lilly & Co.
CAN 3 06-1534	Alberta Johnson v. Eli Lilly & Co. Vacated 5/4/06
CAN 3 06-1537ペプラ	Karen Broughton v. Eli Lilly & Co.
CAN 3 06-1538	*
	Kathleen Deitchler, et al. v. Eli Lilly & Co.
CAN 3 06-1540	Marla Barton v. Eli Lilly & Co.
CAN 3 06-1542 TEH	Jacob Reed, et al. v. Eli Lilly & Co.
CAN 3 06-1543	William Maloney v. Eli Lilly & Co.
CAN 3 06-1544フェル	Connie E. Mcclintock v. Eli Lilly & Co.
CAN 3 06-1547,	Barbara Lanini v. Eli Lilly & Co.
CAN 3 06-1548 5C	Sari Gehrke, et al. v. Eli Lilly & Co.
CAN 3 06-1549 W	Tyrone Jeter v. Eli Lilly & Co.
CAN 3 06-1550	Duane A. Tillman v. Eli Lilly & Co.
CAN 3 06-1552 ≦ □	Deborah Winfrey v. Eli Lilly & Co.
CAN 3 06-1553 SI	Blondean Sims v. Eli Lilly & Co.
CAN 3 06-1554 PJH	Edward Jones v. Eli Lilly & Co.
CAN 3 06-1556 POT	Allegra M. Weaver v. Eli Lilly & Co.
CAN 3 06-1559 5	Jane R. Evans v. Eli Lilly & Co.
	David Bell v. Eli Lilly & Co.
CAN 3 06-1562	
CAN 3 06-1563 JS W	Dorothy Sheppard v. Eli Lilly & Co.
CAN 3 06-1565 3374	Lucy Martinez, et al. v. Eli Lilly & Co.
CAN 3 06-1566	Troy R. Geddis v. Eli Lilly & Co.
CAN 3 06-1567 WALL	Georgette M. Mcbride v. Eli Lilly & Co.
CAN 3 06-1605 MATT	Mary Deschenes, et al. v. Eli Lilly & Co.
CAN 3 06-1606 MJJ	Laurice Kory, et al. v. Eli Lilly & Co.
CAN 3 06-16115I	Michelle Medlin v. Eli Lilly & Co.
CAN 3 06-1613 ≤ ∑	Erin Linn Goodpasture v. Eli Lilly & Co.
CAN 3 06-1614 SI	Donna Cuadrez, et al. v. Eli Lilly & Co.
CAN 3 06-1615 Cw	Gary Osborne v. Eli Lilly & Co.
CAN 3 06-1618 ST	Rhonda Abtahi v. Eli Lilly & Co.
CAN 3 06-1620 51	Gerald Boehmer, et al. v. Eli Lilly & Co.
CAN 3 06-1622 53	Jacqueline Lipka v. Eli Lilly & Co.
CAN 3 06-1623 5 I	Jim Aldine, et al. v. Eli Lilly & Co.
CAN 3 06-1624 5 T	Donna Taylor v. Eli Lilly & Co.
CAN 3 06-1625 5 T	Nicholas Gonzales v. Eli Lilly & Co.
CAN 3 06-1626	
	Ann Button v. Eli Lilly & Co. Vacated 5/4/06
CAN 3 06-1627 S I	Eddie Ray Harris v. Eli Lilly & Co.
CAN 3 06-1628 5 I	Carl M. Eisaman v. Eli Lilly & Co.
CAN 3 06-16435	James Graham, et al. v. Eli Lilly & Co.
CAN 3 06-1644 5 3	Wayne Dixon, et al. v. Eli Lilly & Co.
CAN 3 06-1692	Deborah A. King v. Eli Lilly & Co.
CAN 3 06-1693	Antoinette C. Smith v. Eli Lilly & Co.
CAN 3 06-1697	Antoinette C. Smith v. Eli Lilly & Co. Eleanor E. Pugliese v. Eli Lilly & Co.
CAN 3 06-1697	Antoinette C. Smith v. Eli Lilly & Co. Eleanor E. Pugliese v. Eli Lilly & Co. James D. Fusner v. Eli Lilly & Co.
CAN 3 06-1697	Antoinette C. Smith v. Eli Lilly & Co. Eleanor E. Pugliese v. Eli Lilly & Co.

PAGE 7 of 9

SCHEDULE CTO-49 TAG-ALONG ACTIONS (MDL-1596)

pag	
CAN 3 06-1705 SC	Donald D. Hetrick v. Eli Lilly & Co.
CAN 3 06-1706 ござい	Carol S. Buvoltz v. Eli Lilly & Co.
CAN 3 06-1708	Gerald L. Fletcher v. Eli Lilly & Co. Vacated 5/17/06
CAN 3 06-1709 5 1	Ronald J. Elardo, et al. v. Eli Lilly & Co.
CAN 3 06-1712 WHA	Beverly Sikora, et al. v. Eli Lilly & Co.
CAN 3 06-1757	- Linda L. Nevel v. Eli Lilly & Co. Vacated 5/4/06
CAN 3 06-1758 SC	Gina Mcdonald v. Eli Lilly & Co.
CAN 3 06-1761 MHT	Tracy K. Mueller v. Eli Lilly & Co.
CAN 3 06-1770 51	Madeline Elsener v. Eli Lilly & Co.
CAN 3 06-1787 MJJ	Joe Stevenson, et al. v. Eli Lilly & Co.
CAN 3 06-1788 MJG	Helene M. Lotka v. Eli Lilly & Co.
CAN 3 06-1819 55	Don Wilson v. Eli Lilly & Co.
CAN 3 06-1825	Darren A. Wimley v. Eli Lilly & Co.
CAN 3 06-1847 PJT	Shireen L. Thomas, et al. v. Eli Lilly & Co.
CAN 3 06-1852 MJ5	Curtis C. Tomkins v. Eli Lilly & Co.
CAN 3 06-1856	Irish G. Whaley v. Eli Lilly & Co.
CAN 3 06-1859 MJJ	Conrad F. Sammet, Jr. v. Eli Lilly & Co.
CAN 3 06-1860 SI	Brandy L. Rooks, et al. v. Eli Lilly & Co.
CAN 3 06-1931056	Jorenda Bolden v. Eli Lilly & Co.
	Helene M. Lotka v. Eli Lilly & Co. Vacated 5/4/06
CAN 3 06-2038	
CAN 3 06-2188 CAN 3 06-2283 WHA	Timothy Johnson, et al. v. Eli Lilly & Co., et al. Opposed 5/17/06
	Johnnena Washington v. Eli Lilly & Co.
CAN 3 06-2385	Russel Woodrow, et al. v. Eli Lilly & Co. Opposed 5/17/06
CAN 3-86-2386	John Grant, et al. v. Eli Lilly & Co., et al. Opposed 5/17/06
CAN 3 06-2398	Duane Inks v. Eli Lilly & Co.
CAN 3 06-2399 MSTS	Eunice Asher v. Eli Lilly & Co.
CAN 3 06-2420 Jを	Eiraje Hajebi, et al. v. Eli Lilly & Co., et al.
CAN 3 06-2421 J ≤ W	David Engstrom, et al. v. Eli Lilly & Co., et al.
CAN 3 06-2489	Andra Alexander, et al. v. Eli Lilly & Co., et al. Opposed 5/17/06
CAN 3 06-2609 MOTO	Eric John Hornisher, et al. v. Eli Lilly & Co.
CAN 4 05-4831	Don Pledger, et al. v. Eli Lilly & Co.
CAN 4 05-4894	Tonya Alexander v. Eli Lilly & Co.
CAN 4 05-5097	Cynthia Akins, et al. v. Eli Lilly & Co. Vacated 5/4/06
CAN 4 05-5098	Shannon La' Rocque v. Eli Lilly & Co. Vacated 5/4/06
CAN 4 05-5099	Timothy O'neill v. Eli Lilly & Co.
CAN 4 05-5148	Mark Sewell v. Eli Lilly & Co.
CAN 4 05-5151	Tammy Kelly, et al. v. Eli Lilly & Co.
CAN 4 05-5291	Alberta Smiley-Harris v. Eli Lilly & Co.
CAN 4 05-5292	Denine Cook v. Eli Lilly & Co.
CAN 4 06-8	Jerry Lee Ginn, et al. v. Eli Lilly & Co.
CAN 4 06-39	Viola Ward v. Eli Lilly & Co.
CAN 4 06-250	David Sensenig v. Eli Lilly & Co.
CAN 4 06-893	George Carmack v. Eli Lilly & Co.
CAN 4 06-906	Franklin Fraley v. Eli Lilly & Co.
CAN 4 06-954	Patsy Shows v. Eli Lilly & Co.
CAN 4 06-973	Sidney Carson, et al. v. Eli Lilly & Co.
CAN 4 06-974	Patricia Grillot v. Eli Lilly & Co.
CAN 4 06-977	Daniel Lemke v. Eli Lilly & Co.
CAN 4 06-980	Natalie Summers v. Eli Lilly & Co.
CAN 4 06-985	Ruth Porter, et al. v. Eli Lilly & Co.
CAN 4 06-988	Ronald Kemp v. Eli Lilly & Co.
CAN 4 06-993	Steven Dektor v. Eli Lilly & Co.
CAN 4 06-1022	Martha Meyer, et al. v. Eli Lilly & Co.
CAN 4 06-1030	John Luthy v. Eli Lilly & Co.
CAN 4 06-1032	James P. Ledney, et al. v. Eli Lilly & Co.
CAN 4 06-1038	Hazel Blumenschein v. Eli Lilly & Co.
CAN 4 06-1048	Dante Barfield v. Eli Lilly & Co.
CAN 4 06-1055	Faye Montgomery v. Eli Lilly & Co.
CAN 4 06-1059	Dennis Taylor, et al. v. Eli Lilly & Co.

SCHEDULE CTO-49 TAG-ALONG ACTIONS (MDL-1596)

PAGE 8 of 9

CAN 4 06-1087		
CAN 4 06-102 Michelle Auger v. Eli Lilly & Co. CAN 4 06-1101 Manford Hanson v. Eli Lilly & Co. CAN 4 06-1101 Mandy Brown v. Eli Lilly & Co. CAN 4 06-1131 Heather Duff v. Eli Lilly & Co. CAN 4 06-1130 Heather Duff v. Eli Lilly & Co. CAN 4 06-1137 Sharon Lavas v. Eli Lilly & Co. CAN 4 06-1157 Sharon Lavas v. Eli Lilly & Co. CAN 4 06-1167 Linda Martorana v. Eli Lilly & Co. CAN 4 06-1167 Linda Martorana v. Eli Lilly & Co. CAN 4 06-1167 Linda Martorana v. Eli Lilly & Co. CAN 4 06-1173 Fern Malayeco v. Eli Lilly & Co. CAN 4 06-1181 Lilly & Co. CAN 4 06-1183 James Bacon v. Eli Lilly & Co. CAN 4 06-1183 James Bacon v. Eli Lilly & Co. CAN 4 06-1189 Jesse Frausto, et al. v. Eli Lilly & Co. CAN 4 06-1190 Adrian Bacon v. Eli Lilly & Co. CAN 4 06-1190 Adrian Bacon v. Eli Lilly & Co. CAN 4 06-1191 Adrian Bacon v. Eli Lilly & Co. CAN 4 06-1192 Co. CAN 4 06-1203 Andrea Mendoza v. Eli Lilly & Co. CAN 4 06-1203 Andrea Mendoza v. Eli Lilly & Co. CAN 4 06-1238 Ernest Chaves v. Eli Lilly & Co. CAN 4 06-1234 Co. CAN 4 06-1237 Ernest Chaves v. Eli Lilly & Co. CAN 4 06-1238 Ernest Chaves v. Eli Lilly & Co. CAN 4 06-1231 Ernest Chaves v. Eli Lilly & Co. CAN 4 06-1234 Co. CAN 4 06-1235 Ernest Chaves v. Eli Lilly & Co. CAN 4 06-1236 Co. CAN 4 06-1327 Ernest Chaves v. Eli Lilly & Co. CAN 4 06-1328 Ernest Chaves v. Eli Lilly & Co. CAN 4 06-1324 Millan J. Veres, et al. v. Eli Lilly & Co. CAN 4 06-1338 Charlan Hall, et al. v. Eli Lilly & Co. CAN 4 06-1336 Charlan Hall, et al. v. Eli Lilly & Co. CAN 4 06-1337 Charlan Hall, et al. v. Eli Lilly & Co. CAN 4 06-1338 Charlan Hall, et al. v. Eli Lilly & Co. CAN 4 06-1340 Charlan Hall, et al. v. Eli Lilly & Co. CAN 4 06-1351 Charlan Hall, et al. v. Eli Lilly & Co. CAN 4 06-1360 Green Davis, et al. v. Eli Lilly & Co. CAN 4 06-1375 Charlan Hall, et al. v. Eli Lilly & Co. CAN 4 06-1381 Charlan Hall, et al. v. Eli Lilly & Co. CAN 4 06-1451 Charlan Hall, et al. v. Eli Lilly & Co. CAN 4 06-1452 Charlan Hall, et al. v. Eli Lilly & Co. CAN 4 06-1453 Charlan Hall, et al. v. Eli Lilly & Co. CAN 4 06-1451 Char	CAN 4 06-1087	Maria Jordan v. Eli Lilly & Co.
CAN 4 06-1107 Manford Hanson v. Eli Lilly & Co. CAN 4 06-1115 Shultz, et al. v. Eli Lilly & Co. CAN 4 06-1121 Manford Hanson v. Eli Lilly & Co. CAN 4 06-1130 Heather Duff v. Eli Lilly & Co. CAN 4 06-1130 Heather Duff v. Eli Lilly & Co. CAN 4 06-1157 Sharon Lavas v. Eli Lilly & Co. CAN 4 06-1156 Gregory Kelker v. Eli Lilly & Co. CAN 4 06-1167 Linda Martorana v. Eli Lilly & Co. CAN 4 06-1169 Mamie Hurt v. Eli Lilly & Co. CAN 4 06-1173 Fern Malayeco v. Eli Lilly & Co. CAN 4 06-1173 Fern Malayeco v. Eli Lilly & Co. CAN 4 06-1181 William Cossick v. Eli Lilly & Co. CAN 4 06-1183 James Bacon v. Eli Lilly & Co. CAN 4 06-1184 William Cossick v. Eli Lilly & Co. CAN 4 06-1189 Jesse Frausto, et al. v. Eli Lilly & Co. CAN 4 06-1192 John Ondo v. Eli Lilly & Co. CAN 4 06-1194 Maxine Burkley v. Eli Lilly & Co. CAN 4 06-1195 Maxine Burkley v. Eli Lilly & Co. CAN 4 06-1203 Andrea Mendoza v. Eli Lilly & Co. CAN 4 06-1234 John Luthy v. Eli Lilly & Co. CAN 4 06-1234 Co. CAN 4 06-1234 Semest Chaves v. Eli Lilly & Co. CAN 4 06-1234 Co. CAN 6 06-1234 Semest Chaves v. Eli Lilly & Co. CAN 6 06-1234 Semest Chaves v. Eli Lilly & Co. CAN 6 06-1234 Semest Chaves v. Eli Lilly & Co. CAN 7 06-1234 Co. CAN 8 06-1235 Co. CAN 9 06-1324 Semest Chaves v. Eli Lilly & Co. CAN 9 06-1324 Semest Chaves v. Eli Lilly & Co. CAN 106-1325 Semest Chaves v. Eli Lilly & Co. CAN 106-1326 Semest Chaves v. Eli Lilly & Co. CAN 106-1338 Sement Fall, et al. v. Eli Lilly & Co. CAN 106-1339 Sement Fall, et al. v. Eli Lilly & Co. CAN 106-1370 Sement Fall, et al. v. Eli Lilly & Co. CAN 106-1371 Sement Fall Sement Fall Sement Fall & Co. CAN 106-1372 Sement Fall Sement Fal	CAN 4 06-1089	Maria Mercado v. Eli Lilly & Co.
CAN 4 06-1121 CAN 4 06-1121 CAN 4 06-1121 CAN 4 06-1130 CAN 4 06-1157 CAN 6-1157 CAN 6-1157 CAN 6-1157 CAN 6-1158 CAN 6-1169 CAN 1 06-1167 CAN 1 06-1167 CAN 2 06-1167 CAN 2 06-1167 CAN 3 06-1167 CAN 4 06-1173 CAN 4 06-1173 CAN 4 06-1173 CAN 4 06-1174 CAN 5-1169 CAN 1 06-1175 CAN 1 06-1175 CAN 2 06-1176 CAN 2 06-1176 CAN 3 06-1176 CAN 3 06-1176 CAN 4 06-1178 CAN 4 06-1181 CAN 4 06-1181 CAN 4 06-1183 CAN 4 06-1189 CAN 4 06-1189 CAN 4 06-1190 CAN 4 06-1190 CAN 4 06-1197 CAN 4 06-1197 CAN 4 06-1197 CAN 4 06-1203 CAN 4 06-1203 CAN 4 06-1203 CAN 4 06-1203 CAN 4 06-1234 CAN 4 06-1271 CAN 4 06-1272 CAN 4 06-1272 CAN 4 06-1272 CAN 4 06-1298 CAN 4 06-1324 CAN 4 06-1325 CAN 4 06-1324 CAN 4 06-1325 CAN 4 06-1324 CAN 4 06-1325 CAN 4 06-1324 CAN 6-1324 CAN 6-1325 CAN 6-1324 CAN 6-1324 CAN 6-1325 CAN 6-1324 CAN 6-1325 CAN 6-1324 CAN 6-1326 CAN 7 06-1327 CAN 8 06-1324 CAN 9 06-1327 CAN 9 06-1328 CAN 9 06-1324 CAN 9 06-1324 CAN 9 06-1325 CAN 9 06-1324 CAN 9 06-1325 CAN 1 06-1326 CAN 1 06-1375 CAN 2 06-1375 CAN 2 06-1376 CAN 3 06-1376 CAN 4 06-1376 CAN 4 06-1377 CAN 6-1381 CAN 6-1381 CAN 6-1381 CAN 9 06-1376 CAN 9 06-1377 CAN 9 06-1376 CAN 9 06-1377 CAN 9 06-1376	CAN 4 06-1097	John Popielarcheck, et al. v. Eli Lilly & Co.
CAN 4 06-1121 CAN 4 06-1121 CAN 4 06-1121 CAN 4 06-1130 CAN 4 06-1157 CAN 6-1157 CAN 6-1157 CAN 6-1157 CAN 6-1158 CAN 6-1169 CAN 1 06-1167 CAN 1 06-1167 CAN 2 06-1167 CAN 2 06-1167 CAN 3 06-1167 CAN 4 06-1173 CAN 4 06-1173 CAN 4 06-1173 CAN 4 06-1174 CAN 5-1169 CAN 1 06-1175 CAN 1 06-1175 CAN 2 06-1176 CAN 2 06-1176 CAN 3 06-1176 CAN 3 06-1176 CAN 4 06-1178 CAN 4 06-1181 CAN 4 06-1181 CAN 4 06-1183 CAN 4 06-1189 CAN 4 06-1189 CAN 4 06-1190 CAN 4 06-1190 CAN 4 06-1197 CAN 4 06-1197 CAN 4 06-1197 CAN 4 06-1203 CAN 4 06-1203 CAN 4 06-1203 CAN 4 06-1203 CAN 4 06-1234 CAN 4 06-1271 CAN 4 06-1272 CAN 4 06-1272 CAN 4 06-1272 CAN 4 06-1298 CAN 4 06-1324 CAN 4 06-1325 CAN 4 06-1324 CAN 4 06-1325 CAN 4 06-1324 CAN 4 06-1325 CAN 4 06-1324 CAN 6-1324 CAN 6-1325 CAN 6-1324 CAN 6-1324 CAN 6-1325 CAN 6-1324 CAN 6-1325 CAN 6-1324 CAN 6-1326 CAN 7 06-1327 CAN 8 06-1324 CAN 9 06-1327 CAN 9 06-1328 CAN 9 06-1324 CAN 9 06-1324 CAN 9 06-1325 CAN 9 06-1324 CAN 9 06-1325 CAN 1 06-1326 CAN 1 06-1375 CAN 2 06-1375 CAN 2 06-1376 CAN 3 06-1376 CAN 4 06-1376 CAN 4 06-1377 CAN 6-1381 CAN 6-1381 CAN 6-1381 CAN 9 06-1376 CAN 9 06-1377 CAN 9 06-1376 CAN 9 06-1377 CAN 9 06-1376	CAN 4 06-1102	Michelle Auger v. Eli Lilly & Co.
CAN 4 06-1121	CAN 4 06-1107	
CAN 4 06-1130		•
CAN 4 06-1157 CAN 4 06-1165 CAN 4 06-1165 CAN 4 06-1167 CAN 4 06-1169 CAN 4 06-1169 CAN 4 06-1173 Fern Malayeco v. Eil Lilly & Co. CAN 4 06-1176 CAN 4 06-1176 CAN 4 06-11776 CAN 4 06-11776 CAN 4 06-1181 CAN 4 06-1181 CAN 4 06-1181 CAN 4 06-1182 CAN 4 06-1189 CAN 4 06-1189 CAN 4 06-1192 CAN 4 06-1192 CAN 4 06-1192 CAN 4 06-1194 CAN 4 06-1197 CAN 4 06-1196 CAN 4 06-1197 CAN 4 06-1197 CAN 4 06-1197 CAN 4 06-1197 CAN 4 06-1198 CAN 4 06-1198 CAN 4 06-1197 CAN 4 06-1203 CAN 4 06-1203 CAN 4 06-1203 CAN 4 06-1203 CAN 4 06-1224 CAN 4 06-1238 CAN 4 06-1238 CAN 4 06-1238 CAN 4 06-1238 CAN 4 06-1243 CAN 4 06-1271 CAN 4 06-1271 CAN 4 06-1272 CAN 4 06-1272 CAN 4 06-1298 CAN 4 06-1375 CAN 4 06-1334 CAN 4 06-1338 CAN 4 06-1338 CAN 4 06-1338 CAN 4 06-1338 CAN 4 06-1339 CAN 4 06-1375 CAN 4 06-1376 CAN 4 06-1376 CAN 4 06-1377 CAN 4 06-1378 CAN 4 06-1378 CAN 4 06-1386 CAN 4 06-1386 CAN 4 06-1379 CAN 4 06-1371 CAN 4 06-1371 CAN 4 06-1375 CAN 4 06-1375 CAN 4 06-1376 CAN 4 06-1377 CAN 6-1378 CAN 6-1386 CAN 6-1386 CAN 6-1386 CAN 6-1387 CAN 7 06-1450 CAN 8 06-1451 CAN 9 06-1452 CAN 9 06-1451 CAN 9 06-1452 CAN 9 06-1452 CAN 9 06-1454 CAN 9 06-1455 CAN 9 06-1455 CAN 9 06-1456 CAN 9 06-1457 CAN 9 06-1457 CAN 9 06-1450 CAN 9 06-1		
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CAN 4 06-1167 Linda Martorana v. Eli Lilly & Co. CAN 4 06-1169 Mamie Hurt v. Eli Lilly & Co. CAN 4 06-1176 Ferm Malayeco v. Eli Lilly & Co. CAN 4 06-1176 Fred Botos, et al. v. Eli Lilly & Co. CAN 4 06-1181 William Cossick v. Eli Lilly & Co. CAN 4 06-1189 James Bacon v. Eli Lilly & Co. CAN 4 06-1192 John Ondo v. Eli Lilly & Co. CAN 4 06-1196 Robert Hawkins v. Eli Lilly & Co. CAN 4 06-1203 Andrea Mendoza v. Eli Lilly & Co. CAN 4 06-1204 Deb Osburn, et al. v. Eli Lilly & Co. CAN 4 06-1205 Deb Osburn, et al. v. Eli Lilly & Co. CAN 4 06-1234 John Luthy v. Eli Lilly & Co. CAN 4 06-1238 Ernest Chaves v. Eli Lilly & Co. CAN 4 06-1238 Ernest Chaves v. Eli Lilly & Co. CAN 4 06-1271 Rosa A. Hoffman, et al. v. Eli Lilly & Co. CAN 4 06-1272 Bonnie Hall, et al. v. Eli Lilly & Co. CAN 4 06-1324 Milan J. Veres, et al. v. Eli Lilly & Co. CAN 4 06-1325 Maria Mercado v. Eli Lilly & Co. CAN 4 06-1326 Gwen Davis, et al. v. Eli Lilly & Co. CAN 4 06-1338 Linda R. Linn v. Eli Lilly & Co. <		
CAN 4 06-1173 Fern Malayeco v. Eli Lilly & Co. CAN 4 06-1176 Fref Botos, et al. v. Eli Lilly & Co. CAN 4 06-1181 William Cossick v. Eli Lilly & Co. CAN 4 06-1183 James Bacon v. Eli Lilly & Co. CAN 4 06-1184 James Bacon v. Eli Lilly & Co. CAN 4 06-1192 John Ondo v. Eli Lilly & Co. CAN 4 06-1196 Robert Hawkins v. Eli Lilly & Co. CAN 4 06-1197 Maxine Burkley v. Eli Lilly & Co. CAN 4 06-1203 Andrea Mendoza v. Eli Lilly & Co. CAN 4 06-1203 Andrea Mendoza v. Eli Lilly & Co. CAN 4 06-1204 John Luthy v. Eli Lilly & Co. CAN 4 06-1234 Emest Chaves v. Eli Lilly & Co. CAN 4 06-1234 Emest Chaves v. Eli Lilly & Co. CAN 4 06-1234 Emest Chaves v. Eli Lilly & Co. CAN 4 06-1271 Rosa A. Hoffman, et al. v. Eli Lilly & Co. CAN 4 06-1272 Bonnie Hall, et al. v. Eli Lilly & Co. CAN 4 06-1278 Kenneth F. Gibson v. Eli Lilly & Co. CAN 4 06-1324 Milan J. Veres, et al. v. Eli Lilly & Co. CAN 4 06-1325 Mensenia E. Deloach v. Eli Lilly & Co. CAN 4 06-1338 Linda R. Linn v. Eli Lilly & Co. CAN 4 06-1338 Linda R. Linn v. Eli Lilly & Co. CAN 4 06-1372 Beth M. Seigenfuse v. Eli Lilly & Co. CAN 4 06-1375 Tracy E. Reed v. Eli Lilly & Co. CAN 4 06-1376 Charles Weldon, et al. v. Eli Lilly & Co. CAN 4 06-1381 Tyrone Johnson v. Eli Lilly & Co. CAN 4 06-1381 Tyrone Johnson v. Eli Lilly & Co. CAN 4 06-1381 Tyrone Johnson v. Eli Lilly & Co. CAN 4 06-1450 Sandra J. Forbes v. Eli Lilly & Co. CAN 4 06-1451 Rafael A. Beltran v. Eli Lilly & Co. CAN 4 06-1451 Rafael A. Beltran v. Eli Lilly & Co. CAN 4 06-1455 Mary G. Chenger, et al. v. Eli Lilly & Co. CAN 4 06-1456 Patricia Murnin, et al. v. Eli Lilly & Co. CAN 4 06-1457 David R. Carroll v. Eli Lilly & Co. CAN 4 06-1459 Mary G. Chenger, et al. v. Eli Lilly & Co. CAN 4 06-1450 Tyrone Johnson v. Eli Lilly & Co. CAN 4 06-1451 Rafael A. Beltran v. Eli Lilly & Co. CAN 4 06-1450 Sandra J. Forbes v. Eli Lilly & Co. CAN 5 06-1451 Pyrone Johnson v. Eli Lilly & Co. CAN 6 06-1459 Mary G. Chenger, et al. v. Eli Lilly & Co. CAN 6 06-1459 Mary G. Chenger, et al. v. Eli Lilly & Co. CAN 6 06-1459 Mary G. Chenger, et al. v. Eli		* *
CAN 4 06-1173 Fern Malayeco v. Eli Lilly & Co. CAN 4 06-1184 William Cossick v. Bli Lilly & Co. CAN 4 06-1183 James Bacon v. Eli Lilly & Co. CAN 4 06-1189 Jesse Frausto, et al. v. Eli Lilly & Co. CAN 4 06-1196 Robert Hawkins v. Eli Lilly & Co. CAN 4 06-1197 Makine Burkley v. Eli Lilly & Co. CAN 4 06-1203 Andrea Mendoza v. Eli Lilly & Co. CAN 4 06-1203 Lesse Frausto, et al. v. Eli Lilly & Co. CAN 4 06-1203 Lesse Frausto, et al. v. Eli Lilly & Co. CAN 4 06-1203 Lesse Frausto, et al. v. Eli Lilly & Co. CAN 4 06-1203 Lesse Frausto, et al. v. Eli Lilly & Co. CAN 4 06-1203 Lesse Frausto, et al. v. Eli Lilly & Co. CAN 4 06-1203 Lesse Frausto, et al. v. Eli Lilly & Co. CAN 4 06-1203 Lesse Frausto, et al. v. Eli Lilly & Co. CAN 4 06-1204 Lesse States		
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Case 3:06-cv-01009-JSW Document 11 Filed 08/28/06 Page 11 of 13 Case 1:04-md-01596-JBW-RLM Document 567 Filed 05/19/2006 Page 11 of 13

SCHEDULE CTO-49 TAG-ALONG ACTIONS (MDL-1596)

PAGE 9 of 9

CAN 4 06-1696	David Barton Thomas v. Eli Lilly & Co.
CAN 4 06-1704	Tracy L. Jones Hayman v. Eli Lilly & Co.
CAN 4 06-1707	Kathlyn M. Wilkerson-Smith v. Eli Lilly & Co.
CAN 4-06-1765	-Nellie G. Sarver v. Eli Lilly & Co. Vacated 5/4/06
CAN 4 06-1827	Norma L. Terry v. Eli Lilly & Co.
CAN 4 06-1844	Jason Tsangaris v. Eli Lilly & Co.
CAN 4 86-2384	Saundra Burns, et al. v. Eli Lilly & Co., et al. Opposed 5/17/06

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